Previous references.

J. F. 2 of 1902-03
B. Aug 04 Nos 1+2
42 of 04-05

File No. 42
of 1904-05

1904

(M-Courts)

Later references.

Same file Nos 6-11
B. June 1905
Ch. 270-12 (1-2)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 3 — 5

PART B FOR April 1905

SUBJECT.

Revision of the establishment of the Civil Courts.

FILE No. 42 of 1904-05.

Revision of the establishment of the Subordinate Civil Courts.

3 From the Registrar of the Chief Court, No. 1676-99, dated the 12th September 1904
Requests the sanction of Government for the appointment of 2 Assistant Nazirs on Rs. 35 each for the two District Courts of Bangalore and Mysore and of Apprentice clerks on Rs. 10 each for each of the 26 Subordinate Civil Courts.

4 Petition from K. Ramachendra Rao, Ulsurpet, Bangalore, dated the 7th August 1904.
States that the scale of the Judicial Department of the State remains stationary, and prays that the scale may therefore be revised.

5 Proceedings No. J. 3046-7, dated the 26th April 1905.
Sanctions the entertainment of an Assistant Nazir on Rs. 35 a month, in each of the Bangalore and Mysore District Courts and of three clerks one of whom on Rs. 10 for each of the Subordinate Courts in the State, at a cost of Rs. 3,960 per, annum, and states that a general revision of the Judicial Department will be considered when the finances show better results.

G. R.

J. F. 2 of 1902-03 and B. August 1904: Serial 1—2: File 42 of 1904-05, Courts.

G. R. S. 11] 1906. 05

GENERAL AND REVENUE SECRETARIAT.

(Courts)

NOTES.

File No. 42

FILE HEADING.

Revision of the establishment of the Subordinate civil Courts; ~~providing for 2 additional Vs~~

From

The Registrar of the Chief Court.

No. 1676/99 Dated 12th Septr 04 Received 14th Septr 1904

Diary No. 1608	Enclos. 2	Spare Copies. -	Serial No. 3

BRIEF ABSTRACT OF LETTER.

Requests the sanction of Govt for the entertainment of 2 Asstt Nazirs on Rs 35/- each for each of the 2 District Courts of Bangalore & Mysore and of Apprentice Clerks on Rs 10/- each for each of the 26 Subordinate Civil Courts.

NOTES AND ORDERS.

Record 5/9/05

Class I 1901-5.

2-11-04

The previous history of the case is summed up in the office note already put up. The reason for the present proposal has been assigned and the proposal is stated to cost Rs 3960 per annum. Meanwhile the following reference

NOTES—First sheet.

MGCPB—25,000—18-8-04

G.R.S. 12]

General and Revenue Secretariat.

File No. 42 of 1904,05

Serial No.

From one K. Ramachandra Rao has been received.

4 From K. Ramachandrudu, Adoni Post Bangalore. Dated the 7th August 1904.

States that the Scale of the Judicial Department of the State remains stationary & prays that the Scale may be revised.

Note—Contn. sheet.

MGCPB—10,000—31-8-04.

Refer O

There is no Ramchendrakus in no: 12 Hulsurpett nor is there any Ramchendrakus in Hulsurpett who could possibly have written a petition like that. I am still making enquiries. In the meanwhile, if further particulars of the petitioner could be known the same may be kindly intimated to me.

V. Gopalakrishna
23-8-04.

Bangalore,
20th August 1874.

My dear Sir,

I write you kindly direct one K. Ramachendra Row, Esq 12, Nesoor petty, to come over to the Dewan's Residence, in connection with a petition addressed by him to His Highness, about the revision of the Judicial Department —

Yours sincerely,
M. Shama Rao.

V. Gopal Row Esq
Civil Auditor.

42 9-04 -05

£ 68

OFFICE OF THE PRIVATE SECRETARY TO
H. H. THE MAHARAJA OF MYSORE.

No. 431/1

Dated Mysore, 11th August 1904.

15.9.04 Pet 29

Petition No. 321 dated 7th August 1904, is forwarded with compliments, to the Dewan of Mysore, for favour of remarks.

By order,

I.C.S.

Private Secretary.

3 Vols Mys Rama Chandra Rao ? Sondpheri
12.VIII.04

1,2 9-04-05

Submitted to His Highness.

With reference to the enclosed petition from one K.Ramachandra Row addressed to His Highness about revision of the Judicial Department, I have found on enquiry that there is no such person as Ramachandra Row living at the residence given in the petition. The petition appears to be a pseudonymous one and deserves no consideration.

14. IX.04

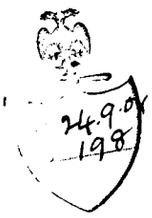
42 9-04-05' 5
6832 7-8-04

Record of Case submitted for the orders of His Highness the Maharaja.

Subject.

2012
Memorial of K. Ramachendra Rao, Ulsoor-pet, Bangalore, about the revision of the Judicial Department in the State.

Order.



I was aware that the Communication was probably pseudonymous and to that extent unworthy of Consideration But such petitions Sometimes draw attention to genuine grievances, and what I wished to Know was whether there is any reason to believe that the Scale of pay & establishment of Subordinates in the Judicial Dept. requires revision. Is it a fact that the Scale has remained unaltered for 30 years, and did Sir Best recommend a reorganisation? Has the 2nd Councillor any Views on the Subject?

I Sri Sathya

K R M 17/9/04

Submit with all papers
to Mr I Collar

19. IX. 04

Branch T.I.
10.30 do please with any
recommendation that may have
been received from Mr Rest
24-9-1904

G.R.S. 12]

General and Revenue Secretariat.

File No. 42 of 1904-05

Serial No.

Flag P

Subt for addn". The petitioner seems to pay a fee fixed in 1879. The reference about the recommendations of the Chief Court have been put up.
DK
4/10/04
7
4-10-04
7-10-04

Flag A

12 In the Registrar's letter no. 4057/115 of the 7th Decr. 1901, the Chief Court made proposals for a general revision of the establishments of the subordinate Civil Courts. These proposals, it was stated, had received the Chief Judge Mr Justice Best's long and careful consideration, and were ~~was~~ "absolutely necessary not only to secure efficiency in the ministerial staff, but also for the avoidance of defalcations ... While the various Depts of the State have had the benefit of the revision from time to time, the Judl Dept has been stationary for some years past." The details of the revision proposed, which were fully set forth in the letter & propd statt

NOTE—Contn. sheet.

MGCPB—10,000—31-8-04.

General and Revenue Secretariat. | File No. 42 of 1904-05

Serial No.

involved an extra cost to Govt of Rs 1,305 per mensem, or Rs 15,660 per annum.

13 The Govt sanctioned a Nazir on Rs 25 for the Addl Munsiffs' Court, Bangalore, and on Rs 20 for each of the other Munsiffs' Courts which had no such official at the time; and reserved the other proposals for consideration till such time as they should find themselves financially in a position to do so.

Hereg B

Hereg C

In the present letter (dy 12-9-04) the Chief Court ask for the sanction of an Addl Nazir on Rs 35 for each of the Dist Courts of Bangalore and Mysore [— an official, by the way, that had been originally provided so far back as 1879 —], and for sanction to a scheme of apprentice clerks for all the subordinate Civil Courts. They also refer to the proposals already

NOTE.—Contn. sheet.

MGCPB—10,000—31-8-04.

G.R.S. 12]

General and Revenue Secretariat. | File No. 42 of 1904-05

Serial No.

made for a general revision of the pay of establishments, and offers to renew the same if necessary when the financial position improves.

14/10/04

Dr

Submitted to the Dewan Saheb thro' the Financial Secretary. As the above is full I have nothing to add.

14.10.1904

850/15-10-04 Despatched

Where are Statements A B & C relating to the Requisitions Received with the Requisitions letter No 152/7 dated 8th July 1902? They are reported in the office note recorded at the bottom of File No 2 of 1902/03 but I have not been able to find them in the file.

17-10-04

Where statements are not coming forth.

NOTE.—Contn. sheet.

MGCPB—10,000—31-8-04.

10

G.R.S 12]

General and Revenue Secretariat.

File No. 4/2 of 1904-05

Serial No.

17 A draft to the Registrar of the Chief Court asking for copies of the statements called for as per margin. 18 Done 1.11.04

Draft dated the 2nd November 1904.

From the Registrar of the Chief Court No. 2520/140 dated the 2nd November 1904.

Forwards the same & requests that return when done with.

19 The file has been submitted to the Councillor who called for these statements.

20 To 1st Councillor 9.11.1904

T1, T2, & T3.

953 9-11-04.

NOTE.—Contn. sheet.

MGCPB—10,000—31-8-04.

G.R.S. 12]
General and Revenue Secretariat.

File No. 42 of 1904-05

Serial No.

21 I was not able to deal with this file earlier as I wished to obtain some information as to what the Establishments allowed to subordinate Courts in Madras were. The enquiry made by me shows that in Madras the following Establishment is allowed:

District and Sessions Court:

Sheristedar	Rs	150.
Head Clerk		100.
2nd. Clerk		40.
3rd. Clerk		30.
4th. Clerk		25.
5th. Clerk		25.
6th. Clerk		20.
7th. Clerk		20.
8th. Clerk		17-8-0.
9th. Clerk		17-8-0.
10th. Clerk		15.
Central Nazir		70.
Assistant Nazir		25.
Record Keeper		50.
1st. Assistant Record Keeper		25.
2nd. Assistant Record Keeper		20.
Copyist Superintendent		30 rising to 40.
Two Examiners		20 each.
Two Readers		15 each.

Subordinate Judge's Court:

Sheristedar	100.
Head Clerk	60.
2nd. Clerk	35.
3rd. Clerk	25.
4th. Clerk	20.

Note—Contd. sheet.

MGCPB—20,000—1-11-04.

Serial No.

5th. Clerk	20.
6th. Clerk	17-8-0.
7th. Clerk	17-8-0.
8th. Clerk	15.
9th. Clerk	15.

Munsiff's Court:

	1st. Class:	2nd. Class
Head Clerk	50	40
2nd. Clerk	30	25
3rd. Clerk	25	20
4th. Clerk	20	17
5th. Clerk	17½	17
6th. Clerk	17½	15
7th. Clerk	15	15
8th. Clerk	15	-
9th. Clerk	15	-
Deputy Nazir	25 - 35	25 - 35
Examiner	20	20

2. In Mysore, the Establishments allowed & the pay of Legislative Cl. are much smaller (vide orders dated 21st. March 1879, 19th. May 1879, 13th. October 1879, 17th. January 1880, 21st. November 1884, 10th. September 1890 and 20th. December 1900).

all but up P.R.tc

3. The need for an additional Establishment and for an improvement of the prospects of the officials concerned has long been felt. While every other Department has had the benefit of a revision, the Judicial Department has had none.

A

4. In December 1900, the Chief Court submitted certain proposals. They repeated the same in

MGCPB—20,000—1-11-04.

Serial No.

B, B&C "I" (sl no. 1)

March 1902. Pending an improvement in our financial position, certain hands urgently required were sanctioned on ~~2nd. September~~ April & July 1902. In July 1904, the Chief Court enquired if Government were in a position to make some addition to the Establishments of Civil Courts if "moderate suggestions" should be made, and they were informed that the financial position had not materially changed since 2nd. September 1902 and that the question whether any addition to the existing Establishments could be sanctioned depended partly on their being absolutely necessary and partly on the amount involved by the addition.

do. (sl no 2)

Papers moved

25. Some further correspondence ensued with the result that the Chief Court has now proposed that three apprentice Clerks be attached to each Civil Court to be absorbed on the occurrence of vacancies, and that only one of them be given a salary of Rs 10 a month. The entertainment of an Assistant Nazir for each of the Courts of the District Judges at Bangalore and Mysore has also been recommended, the additional expenditure involved being Rs 3120 per annum. The Chief Court add that "proposals for revising the pay of the present Establishments will be renewed, if deemed necessary, when the financial position improves."

26. There is a bitter complaint everywhere that the Judicial Establishment is both insufficient and ill-paid and that the Judicial Department has not been accorded the same liberal treatment as that which other Departments have of late received. In my humble opinion, the proposals made by the

MGCPB—20,000—1-11-04.

G.R.S. 12]
General and Revenue Secretariat.

File No. 42 of 1904-05

Serial No.

Chief Court in December 1901 are quite moderate and reasonable ~~and should be sanctioned at once.~~ ~~It seems to me that~~ To-day the alternative ~~now~~ proposal now made ~~by the Chief Court~~ is not quite satisfactory ~~and that it~~ latter need not be dealt with in case Government are disposed to entertain the proposals submitted in December 1901. If, however, on financial grounds ~~the latter course is deemed undesirable~~ this may not be accepted, the Chief Court's present recommendation may be sanctioned.

C. Greenwasemyal
27
Submitted 6th December 27/2/05.
27.2.1905

5074/28.2.05. 28 We are certainly not in a position to exercise generosity with the apprehended bad seasons. And we shall have no objection to sanction the moderate proposals of the Chief Court costing annually 3960 Rupees. This may be communicated with the Chief Commissioner's printed letter

10.III.05 Mukt

5296 29 To the 2nd Committee
C.286/13.3.1905. 13.3.1905

30 The Chief Court's present proposal may be sanctioned.
20/14.3.05. C.
29 to 2 Committee
14.3.1905 14/3/05.

NOTE—Contn. sheet.

MGCPB—20,000—1-11-04.

G.R.S 12]

General and Revenue Secretariat.

File No. 42 of 1904-05

Serial No.

32 The present recommendation of the Chief Commr. is to entertain two Assistant Surgeons and 26 apothecaries clerks at an annual cost of Rs 29160, and may be continued. The question of revising the pay of the existing establishment remains to be dealt with.

33 Submitted to the Revenue Secretary & Member 15/8/05

Devan Sahib 16.5.1905

54 19/17.3.05

Note sheets

MGCPB—10,000—31-8-04.

16

42 9.04-05

Submitted to His Highness.

Paper under disposal

38 The Chief Court Registrar's letter explains the need that exists to give additional establishment for the District and Munsiff's Courts and the office Note contains a history of the whole case. The present proposals of the Chief Court for an Assistant Nazir on Rs.35 per month for each of the District Courts at Mysore and Bangalore, and for an apprentice clerk on Rs.10 for each of the Subordinate Civil Courts may be sanctioned. The total cost per annum will be Rs. 3,960. The scheme proposed by Mr. Best costs Rs. 15,660 annually and therefore cannot be adopted in its entirety till funds are available.

A

6.4.05

17

42 of 1904-1905

Record of Case submitted for the orders of His Highness the Maharaja.

7.4.05 764.

Subject.

Additional establishment for the Dis-

-trict and Munsiff's Courts in the Province.

DATE 18.4.05 NO 734.

Order.

39 This Seems to be the most that Can be done for the present, in view of the uncertainty of our financial position. But it is evident that a much larger measure of relief is required, & I hope that the Dewan may be able to bring the question up again at no distant date.

KRW
15/4/05

40 Order sanctioning proposals for consideration when finances show better results.
17.4.05

17/4/1905

G.R.S. 12]
General and Revenue Secretariat.

File No. 42 of 1904-05

Serial No.	
	42 Pamd & 22.4.1905
5	No 3046-7 dated the 26th April 1905 to the Registrar, Chief Court & the Comptroller Sanctions the entertainment of an Assistant Nazar on Rs 35 per mensem in each of the Bangalore and Mysore Dt Courts and of three clerks, one of whom on Rs 10 for each of the subordinate courts in the State, at a cost of Rs 3960 per annum & States that a general revision of the judicial dept will be considered when the finances show better results.

MGCPB—20,000—1-11-04.

N: 1676/99

Bangalore.

12th September 1904.

From

V.A.Rajaratna Mudaliar Esquire,

Registrar, Chief Court of Mysore.

To

B.K.Venkata Varadaiengar Esquire,

Secretary to Government,

Gen: and Rev: Deptts:

Sir,

Referring to the Proceedings of Government No. J.396/C.42.2 dated the 15th August 1904 in re the establishments of the Subordinate Civil Courts, I am directed to submit the following proposals for the favourable consideration and sanction of Government.

When the Hassan District Court was organized, the establishments of the District Courts were revised without entailing extra cost. The appointment of Assistant Nazir was then done away with (Vide Govt: Pro: No.8574-5/J 918 dated 20th December 1900). The Hassan District Court was abolished in January 1903 and since then the necessity for reappointing an Assistant Nazir in the District Courts has been often urged by the Judges. The entertainment of an Assistant Nazir on Rs. 35 per mensem was sanctioned for the District Court of Shimoga (Govt:Pro:No.342-43/J dated 10th August 1903.) The immediate strengthening of the establishments of the other two District Courts (Mysore and Bangalore) seems absolutely necessary if the cash transactions of those Courts are to be efficiently performed. An Assistant Nazir of Rs.35 may be sanctioned for each of these two District Courts.

In addition to the above, the appointment of apprentice clerks will be of immense use in improving the efficienc

of,

of the establishments. The Subordinate Judicial officers with whom the Chief Judge has spoken have agreed that the greatest necessity exists to reform the present establishments rather than to add to the inefficients in it. The proposal which the Chief Court desire to make is this. Three apprentice clerks may be attached to each Civil Court. They are to be of respectable Mysore families, of age 20 to 25 years and knowing Kanarese well. They must have passed at least the Matriculation Examination and be of good character. Each Court can select three such and have them on its list ready for employment. One of the apprentices will work at each Court to learn his work and assist the other clerks and show his capabilities, receiving Rs.10 a month. If he shows himself fit to officiate in any temporary vacancy in the office he will be tried therein before he is appointed to a permanent vacancy. When he is officiating or when he is permanently appointed in a vacancy, the next senior apprentice on the list will take his place, ~~on~~ and pay of Rs.10 a month. Under this scheme, Courts will not have to put in ignorant and untried men in their office establishments to the injury of the office work, to the protraction of Judicial proceedings, to the discontent of litigants and to the loss of Government money.

The proposals involve an expenditure of Rs.3960 per annum as under.

1. Assistant Nazir for the District Court, Bangalore on Rs.35.	Rs.	420
2. Do. Mysore.		420
3. Pay of apprentice clerks- one for each of the 26 Subordinate Civil Courts.		3120

The proposals for revising the pay of the present establishment

establishments will be renewed, if deemed necessary, when the financial position improves.

I have the honor to be,

Sir,

Your most obedient servant;

Registrar.

mcm

8 Vol 4

J 6834

321

To,

His Highness the Maharaja
of Mysore

May it please Your Highness.

The discontentment of the Officials employed in the Judicial Departments of the State is gradually increasing day by day. Especially of those employed in the Munsiffs Courts is beyond description for instance the Execution and the Original Munshis are being overworked day and night. With all their heavy work they are paid a small pittance of pay, the bare sum of Rs 15/-. So also the Court Nazir. The Nazir is simply the Cashier the Court. He does more responsible duties than any other Official, including the Head Munshi, whose duty, of late, is to receive a few plaints everyday. While all the process memos are being received by the Nazir. The Nazir is to receive money, pay money, issue Receipt orders, issue cheques, issue Refund cheques, and at the end of the day ledger the several items himself, so as to be ready for the transact

of

of the following day. The Nazir besides furnishes a security for Rs 250/- to Government. With all his hard work he is paid Rs 20 a month, even that of below the Dy Munshi who is either entrusted to be in charge of Records or given other sundry works for being done. It is now brought to your Noble Highness's notice that the scale of the judicial department was formed by J. Sandford Esqr, the then Judicial Commissioner in Mysore, so far back as 1875 when the existence of life was both very primitive and cheap, and since then it has never been revised. Justice J.W. Best Esqr. the late Chief Judge of Mysore strongly recommended to Government twice or thrice the revision of the scale of the Judl. Deptt but the Government postponed doing so till the following year for reasons best known to them. If Justice J.W. Best Esqr was in service for a year more he would have seen himself that the revision of the scale made, but for the ill luck of the unfortunate Officials he left service. Dewan Bahadur Justice Ramachandra Iyer succeeded him. His term of office was very short. During his time his ideas and functions led him chiefly towards religious and spiritual life rather than towards his state duties as

Chief

Chief Judge in Mysore. So nothing has been done towards the poor Officials till now. Almost all the Departments of the State have had promotion. The Revenue Scale was revised so also the Police and the Excise. The Registration Deptt: which comes under the head "Judicial" also had its turn. No promotion was given last year. The revision of the scale of the Judl: Deptt: will not tax the State coffers just like the revisions of the scales of other Deptts: Under the above circumstances it is earnestly hoped and believed that this humble prayer will meet with Your Most Noble Highness' kind and gracious consideration, and that Your Highness will be highly pleased to stand for the records and do something everlasting good towards the most hard working and pitiable subjects and Officials of the State; I pray Almighty for your noble Highness's long life and prosperity.

Most respectfully beg to be pardoned for my intrusion upon Your Highnes precious hours.

I beg to remain
Most Revered Maharaj
Your Highness' most obedient and
humble subject
B. Ramachandra Rao
No: 12 Ulsoorpet
Bangalore

Dated 7th August 1904
Bangalore

G.R.S. 28]

File No. 42
Serial No. 65

Diary No. of letter replied to _____

Proceedings of the Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE SECRETARIAT.
(Courts

, *the* 26/4/ 1905

Date of issue 26/4/05

Signed by Mr. K. S. Chandrasekharan Ayyar

READ.— Letter No. 1676/55 dated the 12th September 1904 from the Registrar of the Chief Court of Mysore.

[Printed in extenso.

ORDER THEREON.—No. J 3046-7
C. 42-5

The proposal of the Chief Court, in regard to the enhancement in the Nazir's pay from Rs 35 a month to Rs ~~for~~ each of the District Courts at Mysore and Bangalore of three approved clerks

over

SUBJECT

MGCPB—5,000—21-6-04

8) ~~One of~~ whom is to be paid Rs 10 per mensem ~~Rs 10 per mensem~~ ~~for~~ each of the Subordinate Judicial civil courts in the State at a cost of Rs 3960 per annum are sanctioned. The Comptroller is requested to make provision for these additional charges in the next Budget for 1905-06.

× Small "S." H

2. The question of a general revision of the existing establishment of the Judicial Department of the State will be considered by Govt when the financial position becomes more satisfactory than it is at present H

H/22/4/05 Secretary 22.4.1905

2) The Registrar of the Chief Court with the Comptroller's Statement received with his No. 2515/1140 of 21/11/04.

7/D
27/4/05

Copy to the Financial Branch for note & necessary action. H

SN
24/4/05

Copied 24/4/05

Examined SN 24/4/05